

**SENATE STATE AND LOCAL GOVERNMENT
COMMITTEE AMENDMENT**

AMENDMENT NO. _____

Signature of Sponsor

AMEND Senate Bill No. 2306*

House Bill No. 2380

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

In Section 3(e) by deleting the subdivision in its entirety and by substituting instead the following as new subdivision (e):

(e) "Inmate" means any person who is confined in a correctional facility under the jurisdiction of the department.

AND FURTHER AMEND by deleting Section 5 in its entirety and by substituting instead the following as a new Section 5:

Section 5. The department shall develop a report on each inmate containing a completed form under Section 4, together with all other information available on the assets of the inmate and an estimate of the total cost of care for that inmate.

AND FURTHER AMEND in Section 6(a) by deleting the language "attorney general" and by substituting instead the language "department".

AND FURTHER AMEND in Section 6(b) by deleting the subsection in its entirety and by substituting instead the following as a new subsection (b):

(b) If the department, upon completing the investigation, has good cause to believe that an inmate has sufficient assets to recover not less than ten percent (10%) of the estimated cost of the inmate for two (2) years or ten percent (10%) of the cost of care of the inmate, whichever is less, the commissioner shall forward reports concerning such inmates to the attorney general and reporter for appropriate action. The attorney general shall seek to secure reimbursement for the expense of the State of Tennessee for the cost of care of that inmate.

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AND FURTHER AMEND by deleting the final sentence of subsection (c) of the amendatory language of SECTION 8 and substituting instead the following:

Such reimbursement is subject to payments for court-ordered child support and arrearages before the state may apply any amounts recovered for reimbursement of its expenses, including the costs of any investigations.

AND FURTHER AMEND by deleting the final sentence of subsection (h) of the amendatory language of SECTION 8 in its entirety.

AND FURTHER AMEND by deleting from SECTION 12 the language "before the state receives reimbursement pursuant to this act" and substituting instead the language "before the state receives reimbursement, including the costs of any investigations, pursuant to this act".

AND FURTHER AMEND by deleting Section 13 in its entirety and by substituting instead the following:

SECTION 13. Notwithstanding the provisions of Tennessee Code Annotated, Section 50-6-223(b), a court may assign up to fifty percent (50%) of workers' compensation made by periodic payments to pay an arrearage owed by an inmate who is confined in the custody of the department of correction; provided that such assignment is administered in accordance with Tennessee Code Annotated, Section 50-2-105.

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